



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	KOHL et al.	Examiner:	unknown
Serial No.:	09/915,211	Group Art Unit:	1641
Filed:	July 25, 2001	Docket No.:	9997.19US11
Title:	CONJUGATES OF HAPTENS TO β -LACTAM DERIVATIVES AND THEIR USE FOR DETECTING AND/OR QUANTIFYING HAPTENS IN SOLUTION AND DEVICE FOR IMPLEMENTATION THEREOF		

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence is being deposited in the United States Postal Service, as first class mail, with sufficient postage, in an envelope addressed to: Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on April 20, 2004.

By:

Name:

Kristine A. Ward
Kristine A. Ward

PETITION REGARDING FIGURES

Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In reference to the above-identified patent application, Applicant responds to the Decision on Petition received on October 23, 2003. Applicant also submits herewith, as requested in the Decision on Petition, the executed oath or declaration and the \$130.00 surcharge for its late filing. Furthermore, Applicant requests that the figures, included herewith in a preliminary amendment be entered into the application and be accorded a filing date of July 25, 2001.

Applicant understands that the decision on petition regarding application 09/915,211 was that the petition was granted to the extent that the application will be accorded the filing date of July 25, 2001, without any drawings. Applicant respectfully asserts that the application 09/915,211 has a July 25, 2001 filing date **including the proposed figures 1-11 as submitted in the attached preliminary amendment**. Applicant makes this assertion because the specification,

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as filed on July 25, 2001 included all of the content of proposed Figures 1-11. The support for the content of Figures 1-11 can be found in the preliminary amendment.

If more appropriate, Applicant respectfully requests that this petition be treated as a petition requesting that the figures included with the continuation application 10/269,673 be afforded a filing date of July 25, 2001.

Please find enclosed a check in the amount of \$130.00 to cover the necessary petition fee under §1.17(h). Please charge any additional fees or credit overpayment to Deposit Account No. 13-2725.

If a telephone conference would be helpful in resolving any issues concerning this communication, please contact Anna M. Nelson (Reg. No. 48,935), at (612)336.4701.

Respectfully submitted,

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Dated: April 20, 2004 By Anna M. Nelson
Anna M. Nelson
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AMN/Vh

23552

PATENT TRADEMARK OFFICE